

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 2562 - SB 2495

March 15, 2016

SUMMARY OF BILL: Establishes a minimum fine of \$2,500 in addition to any other punishment for any person required to report known or suspected child sexual abuse, but knowingly or willfully fails to report an incident, or knowingly and willfully prevents another person from reporting the incident, if the defendant held a position of trust, or had supervisory or disciplinary power over the victim by virtue of the defendant's legal, professional, or occupational status.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- A violation of Tenn. Code Ann. § 37-1-615 is a Class A misdemeanor.
- Tennessee Code Annotated § 40-35-111 authorizes a fine up to \$2,500 for Class A misdemeanor offenses.
- The bill would set a minimum fine of \$2,500 for a person required to report, but knowingly and willfully fails to report known or suspected child sexual abuse.
- Based on the Fiscal Review Committee's 2008 study and the Administrative Office of the Courts' 2012 study on collection of court costs, fees, and fines, collection in criminal cases is not significant. There will not be a significant increase in revenue as a result of the mandatory minimum fines for these offenses.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee".

Krista M. Lee, Executive Director

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